

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Claire C. Cecchi
v. : Mag. No. 11-4022
ANDREW AUERNHEIMER : ORDER FOR CONTINUANCE

This matter having come before the Court on the joint application of Paul J. Fishman, United States Attorney for the District of New Jersey (Zach Intrater, Assistant U.S. Attorneys, appearing), and defendant Andrew Auernheimer (Candace Hom, Esq., appearing), for an order granting a continuance of the proceedings in the above-captioned matter to permit defense counsel the reasonable time necessary for effective preparation in this matter and to allow the parties to conduct plea negotiations and attempt to finalize a plea agreement, and the defendant being aware that the defendant has the right to have the matter submitted to a grand jury within thirty days of the date of the defendant's arrest, pursuant to Title 18, United States Code, Section 3161(b), and the defendant having consented to the continuance and waived such right, and for good cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

(1) The charges in this case are the result of a lengthy investigation, and the discovery involves highly

technical information that defense counsel requires adequate time to review;

(2) Taking into account the exercise of diligence, therefore, the facts of this case require that defense counsel be permitted a reasonable amount of additional time for effective preparation in this matter;

(3) The parties are engaged in plea negotiations, and desire additional time to finalize a plea agreement;

(4) As a result of the foregoing, pursuant to Title 18, United States Code, Section 3161(h)(7), the ends of justice served by granting the continuance outweigh the best interest of the public and the defendant in a speedy trial.

IT IS, therefore, on this 31 day of May, 2011,
ORDERED that this action be, and hereby is, continued for a period from the date of this Order through June 30, 2011; and it is further

ORDERED that the period from the date of this Order through June 30, 2011 shall be excludable in computing time under the Speedy Trial Act of 1974.

Claire C. Cecchi

HON. CLAIRE C. CECCHI
United States Magistrate Judge

Form and entry
consented to:

s/ Zach Intrater / NIC.
Zach Intrater
Assistant U.S. Attorney

Candace Hom
Candace Hom
Counsel for defendant Andrew Auernheimer